

EXHIBIT 32

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UNITED STATES DISTRICT COURT
 DISTRICT OF NEVADA

ORACLE USA, Inc., a Colorado corporation;
 ORACLE AMERICA, INC., a Delaware
 corporation; and ORACLE INTERNATIONAL
 CORPORATION, a California corporation,

Plaintiffs,

v.

RIMINI STREET, INC., a Nevada corporation;
 and SETH RAVIN, an individual,

Defendants.

Case No. 2:10-cv-0106-LRH-PAL

**ORACLE INTERNATIONAL
 CORPORATION'S THIRD SET OF
 REQUESTS FOR ADMISSIONS TO
 RIMINI STREET, INC.**

PROPOUNDING PARTY: Plaintiff Oracle International Corp.

RESPONDING PARTY: Defendant Rimini Street, Inc.

SET NO.: Three

Pursuant to Federal Rules of Civil Procedure 26 and 36, Plaintiff Oracle International Corp. ("Oracle") hereby requests that Defendant Rimini Street, Inc., answer the following requests for admission.

I. DEFINITIONS AND INSTRUCTIONS

1. The term "Automated Downloading Tool" shall refer to a software program, routine or script capable of submitting download requests over the Internet in a rapid, automated fashion, including but not limited to the Rimini Street-created applications Continuing Documentation, Solutions, Updates and Fixes, Client Cases, Roadmaps and Schedules, Patches and Downloads, and Update Center; and, the third-party software applications Offline Explorer, Black Widow, FlashGot, wget, and DownloadThemAll. The following are excluded from the definition of Automated Downloading Tool: generally available web browsers such as Internet Explorer, Google Chrome and Mozilla Firefox (so long as not used with the applications Offline Explorer, Black Widow, FlashGot, DownloadThemAll, and other applications with similar automation functionality); and, software distributed by Oracle.

2. The term "Complete or Partial Copy" shall refer to a copy of all or a portion of Oracle Enterprise Software containing a substantial portion of the protected expression for a corresponding copyright registration alleged by Oracle in its Second Amended Complaint, Dkt. 146.

3. The term "Environment" shall refer to a Complete or Partial Copy of Oracle Enterprise Software created by installing that software from Installation Media or by copying an existing Environment.

4. The term "Listed File," with respect to Exhibit A, shall refer to a file listed in column B that was produced on media identified with the Bates number listed in column C, contained in the folder, .zip file, or .exe file listed in column D. Column A in Exhibit A is a unique identifier used to identify specific Listed Files.

5. The term "Internal Software Libraries" shall refer to the following current or former locations on Your computer systems, networks and storage devices: \\rsi-data01\share\software, \\rsi-clsvr01\client_software\PeopleSoft, and \\rsi-

1
2 clsvr01\internal_software.

3 6. The term "Oracle Database Software" shall refer to Oracle's Oracle-branded
4 database Software and Support Materials.

5 7. The term "Oracle Enterprise Software" shall refer to Oracle's J.D. Edwards-
6 branded, PeopleSoft-branded, and Siebel-branded enterprise Software and Support Materials.

7 8. The term "Registered Works" shall refer to Oracle's registered, copyrighted
8 works listed in Oracle's Second Amended Complaint, filed June 1, 2011, Dkt. 146, ¶ 75.

9 9. The term "Software and Support Materials" shall refer to software applications,
10 program updates, software updates, bug fixes, patches, custom solutions, and/or instructional and
11 knowledge base documents for any families of software products provided by Oracle.

12 10. The term "Software Library" shall refer to a directory structure containing
13 computer software, documentation, and related materials.

14 11. The phrase "more than a de minimis or trivial amount of protectable expression"
15 shall refer to the relevant discussion in *Newton v. Diamond*, 388 F.3d 1189, 1192-93 (9th Cir.
16 2003).

17 12. The use of a verb in any tense shall be construed as the use of that verb in all
18 other tenses.

19 II. REQUESTS FOR ADMISSION

20 REQUEST NO. 25:

21 Admit that each Environment identified in Your Responses to Interrogatories No. 20 and 21
22 as containing Siebel-branded Oracle Enterprise Software embodied more than a *de minimis* or
23 trivial amount of protectable expression from at least one of the Registered Works.

24 REQUEST NO. 26:

25 With respect to Your written and electronic requests that Oracle ship software to a Rimini
26 Street address, admit that more than 50% of the requests asked Oracle to ship the software to an
27 "offsite backup location."
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REQUEST NO. 248:

Admit that, in 2010, Rimini Street used one or more of the environments identified as items 1-32 on Exhibit C to create the majority of DAT files received from Rimini Street by each of Rimini Street's then-current customers.

REQUEST NO. 249:

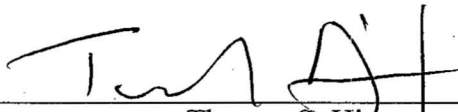
Admit that, in 2011, Rimini Street used one or more of the environments identified as items 1-32 on Exhibit C to create the majority of DAT files generated by Rimini Street.

REQUEST NO. 250:

Admit that, in 2011, Rimini Street used one or more of the environments identified as items 1-32 on Exhibit C to create the majority of DAT files received from Rimini Street by each of Rimini Street's then-current customers.

DATED: November 4, 2011

Bingham McCutchen LLP

By: 
Thomas S. Hixson
Attorneys for Plaintiffs
Oracle USA, Inc., Oracle America, Inc., and
Oracle International Corporation

CERTIFICATE OF SERVICE

At the time of service I was over 18 years of age and **not a party to this action**. My business address is Three Embarcadero Center, San Francisco, CA 94111.

On November 4, 2011, I served the foregoing document:

**ORACLE INTERNATIONAL CORPORATION'S THIRD SET OF
REQUESTS FOR ADMISSIONS TO RIMINI STREET, INC.**

by causing a true and correct copy of the above to be hand delivered in sealed envelope(s) with all fees fully paid, addressed as follows:

Robert H. Reckers
Shook, Hardy & Bacon L.L.P.
600 Travis Street, Suite 1600
Houston, Texas 77002

I hereby certify that I am employed in the office of a member of the State Bar of California, admitted *pro hac vice* to practice before the United States District Court for the District of Nevada for this case, at whose direction the service was made. I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Certificate of Service is true and correct.

Date: November 4, 2011.

Ida L. Royal
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